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* Admitted only in Maryland
* Admitted only in Virginia
* Practice limited to
Federal Agencies

July 21, 2003

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Art Unit: 1652

Re: U.S. Utility Patent Application
Appl. No. 09/064,057; Filed: April 22, 1998
For: **Recombinant Methods for Making Reverse Transcriptases and
Mutants Thereof**
Inventors: Gerard *et al.*
Our Ref: 094.4330002/RWE/HCC

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Fee Transmittal Form (PTO/SB/17);
2. Petition For Extension of Time Under 37 C.F.R. § 1.136(a)(1);
3. Request For Continued Examination (RCE) Transmittal;
4. Amendment and Reply Under 37 C.F.R. § 1.116 in the Revised Format of the Pre-OG Notice Dated January 31, 2003 with attached Exhibits;
5. A copy of the Declaration Concerning the Deposited Biological Material;
6. An executed Certificate Under C.F.R. § 3.73(b);
7. PTO Credit Card Form in the amount of \$860.00 to cover:
\$110.00 for the one month Extension of Time fee; and
\$750.00 for the Request For Continued Examination (RCE); and

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/BB/30 (05-03)

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
 approved for use through 04/30/2003. OMB 0651-0031

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/084,057
Filing Date	April 22, 1998
First Named Inventor	Gary F. GERARD
Group Art Unit	1652
Examiner Name	Nashed, N.T.
Attorney Docket Number	0942.4330002/RWE/HCC

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 C.F.R. § 1.114. Note: if the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unintended amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☒ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required)
- b. ☐ Other _____

3. Fees

- The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 19-0036
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☒ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Helene C. Carlson STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.	Registration No. (Attorney/Agent)	47,473
Signature	<i>Helene Carlson</i>	Date	July 21, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

Name (Print/Type)	
Signature	
Date	

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1460, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-788-9199) and select option 2.

Official
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12/11/03

Commissioner for Patents
July 21, 2003
Page 2

8. One return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Helene C. Carlson

Helene C. Carlson
Agent for Applicants
Registration No. 47,473

RWE/HCC/caf
Enclosures

SKGF_PCI:157889.1

Under the Work Reduction Act of 1995, no persons are required to respond to

PTO/BB/17 (05-03)
Approved for use through 4/30/2003. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Section of Information unless it displays a valid OMB control number.**FEE TRANSMITTAL**
for FY 2003

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT (\$860.00)****Complete if Known**

Application Number	09/064,057
Filing Date	April 22, 1998
First Named Inventor	Gary F. Gerard
Examiner Name	Nash d, N.T.
Art Unit	1652
Attorney Docket No.	0942.4330002/RWE/HCC

METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit card ☐ Money Order ☒ Other** ☐ None
 ** Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036.

☐ Deposit Account
 Deposit Account Number 19-0036

Deposit Account Name: Sieme, Kessler, Goldstein & Fox P.L.L.C.

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any over payments
☐ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION**1. BASIC FILING FEE**

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1105	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$0)**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Fee from below	Fee Paid
_____ - 20** = _____	X _____ = _____	
Indep. Claims _____ - 3** = _____	X _____ = _____	
Multiple Dependent _____	_____ = _____	

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
1202	18	2202	9	Claims in excess of 20	
1201	64	2201	42	Independent claims in excess of 3	
1203	280	2203	140	Multiple dependent claim, if not paid	
1204	64	2204	42	**Reissue independent claims over original patent	
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$0)

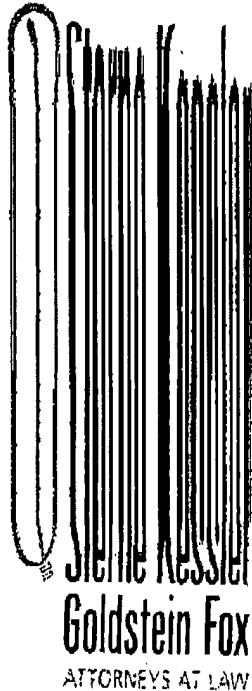
**or number previously paid, if greater; For Reissue, see above

SUBMITTED BY

Name (Print/Type)	Helene C. Carlson	Registration No. (Attorney/Agent)	47,473	Complete (if applicable)	Telephone 202-371-2600
Signature	<i>Helene C. Carlson</i>			Date	July 21, 2003

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If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 3

**Fax**☐ Urgent ☐ Return reply requested ☐ Original will be sent as confirmation

To: United States Patent and Trademark Office

Date: December 10, 2003

Attention: Examiner N. T. Nashed

Re: Appl. No. 09/064,057; Filed 04/22/98

For: Recombinant Methods for Making

Reverse Transcriptases and Mutants Thereof

Inventors: Gerard *et al.*

From: Helene C. Carslon

Pages (including cover sheet): 33

Your Reference: 09/064,057

Fax No: (703) 746-5285

Our Reference: 0942.4330002/RWE/HCC

Message

Further to your telephone call of December 10, 2003, attached please find a copy of the documents previously filed on July 21, 2003:

1. SKGF Cover Letter;
2. Fee Transmittal Form (PTO/SB/17);
3. Petition For Extension of Time Under 37 C.F.R. § 1.136(a)(1);
4. Request For Continued Examination (RCE) Transmittal;
5. Amendment and Reply Under 37 C.F.R. § 1.116 in the Revised Format of the Pre-OG Notice Dated January 31, 2003 (with the exception of the Exhibits);
6. A copy of the Declaration Concerning the Deposited Biological Material;
7. An executed Certificate Under C.F.R. § 3.73(b);
8. PTO Credit Card Form in the amount of \$860.00; and
9. One date stamped postcard.

Thank you.

If any portion of this transmission is not received clearly or in full,
contact us at 202.371.2600 or f 202.371.2540

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Sterne, Kessler, Goldstein & Fox P.L.L.C. : 1100 New York Avenue, NW : Washington, DC 20005 : 202.371.2600 / 202.371.2540 : www.skgf.com
208577_1.DOC

Applicants: Gerard *et al.*

Due Date: July 21, 2003

Art Unit: 1652

Applicati n No.: 09/064,057

Examiner: Nashed, N.T.

Filed: April 22, 1998

Docket: 0942.4330002

For: Recombinant Methods for Making Reverse Transcriptases and Mutants Thereof

Atty: RWE/HCC

When receipt stamp is placed hereon, the USPTO acknowledges receipt of the following documents:

1. SKGF Cover Letter;
2. Fee Transmittal Form (PTO/SB/17);
3. Petition For Extension of Time Under 37 C.F.R. § 1.136(a)(1);
4. Request For Continued Examination (RCE) Transmittal;
5. Amendment and Reply Under 37 C.F.R. § 1.116 in the Revised Format of the Pre-OG Notice Dated January 31, 2003 with attached Exhibits;
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